IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

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PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 16431 of 2004

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Between:

Pragathi Mahila DWACRA Group, Uppugal, rep. by its

President Bairi Rama, W/o. Yadagiri,R/o. Uppugal Village

of Zaffaragaddh Mandal, Warangal District.

..... PETITIONER

AND

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1 The District Collector, Subedari, Warangal.
2 The Mandal Revenue Officer, Zaffargaddh Mandal,

Warangal District.
3 The Revenue Divisional Officer, Warangal.
4 The Joint Collector, Warangal.
5 Adarsha Mahila Group rep. by its President

Smt.M. Vijaya,W/o. Sudhakar, R/o. Uppugal Village,

Zaffargaddh Mandal, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in stopping the members of the Writ petitioner from preparing the food under Mid day meals Scheme for children of Primary School of Uppugal Village of Zaffargaddh Mandal, Warangal District as illegal, arbitrary affecting the right to life of the petitioner and consequently direct the respondents to allow the Writ Petitioner from carrying out its work of preparation of Mid day Meals for the children of Primary School. Uppugal village, Zaffargaddh Mandal, Warangal District and.

Counsel for the Petitioner: MR.BANKATLAL MANDHANI

Counsel for Respondents 1 to 4: GP FOR REVENUE

Counsel for Respondent No.5: ---

The Court at the admission stage made the following :

ORDER:

Heard learned counsel for the petitioner and learned Government Pleader for Revenue for the respondents. Both have no objection for disposal of the writ petition at the admission stage.

The petitioner was appointed as implementing agency to prepare mid-day meal to the students of Government Primary School of Uppugal village of Zffargdaddh Mandal of Warangal District, during the year 2002-2003. It is stated that since 1-1-2003 the petitioner was preparing mid-day meal without any complaint from the children or from their parents. While so, the Mandal Revenue Officer without issuing any notice or assigning any reasons has not allowed the petitioner from preparing mid-day meal and appointed fifth respondent to prepare the same. It is the case of the petitioner that even though second respondent conducted enquiry on 7-8-2004 and submitted a report to the higher authorities stating that the petitioner has no adverse remarks, the petitioner was not allowed to prepare mid-day meal to the Primary School students.

Under the guidelines issued in G.O.Ms.No.94 dated 25-11-2003, the petitioner can approach the Joint Collector, who is the monitoring authority for processing the selection of Implementing Agencies in the entire district. It is submitted that the petitioner has made a representation to the Joint Collector, Warangal on 25-8-2004. In view of the same, the Joint Collector is hereby directed to consider the representation said to have been submitted by the petitioner and pass appropriate orders in accordance with law within a period of three weeks from the date of filing of such application and communicate the same to the petitioner.

With the above direction, the Writ Petition is disposed of at the admission stage.

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A. Gopal Reddy, J.

15th September, 2004.

Js.

ASSISTANT REGISTRAR

To

1 The District Collector, Subedari, Warangal.
2 The Mandal Revenue Officer, Zaffargaddh Mandal,

Warangal District.

3 The Revenue Divisional Officer, Warangal.
4 The Joint Collector, Warangal.
5 2 CCs to G.P. for Revenue, High Court Buildings, Hyderabad.

6 2 CD copies.